

## **REMARKS**

### **I. STATUS OF THE CLAIMS**

Claims 1-8, 18, 56, and 57 of this application have been allowed. Claim 8 is herein amended. Particularly, claim 8 has been amended to remove four (4) species of compounds from the Markush group recited therein. Claim 8 is now in proper dependent form, i.e., the subject matter recited therein includes every limitation of claim 1, the claim upon which it depends. No new matter has been added. Applicants reserve the right to pursue any cancelled subject matter in a continuing or divisional application. These amendments are appropriate under 37 C.F.R. 1.312 after issuance of a Notice of Allowance as they merely correct formal matters. Accordingly, Applicants respectfully request that the Office approve and enter these amendments.

### **II. SUPPLEMENTAL DECLARATION OF INVENTORSHIP**

Applicants are submitting herewith a Supplemental Declaration of Inventorship. The related PCT application, Int'l App. No. PCT/US2003/021700, lists the following inventors: Francis Kuhajda, Susan Medghalchi, Jill McFadden, Jagan Thupari, and Craig Townsend. However, the Declaration of Inventorship accompanying the National Phase entry of this application inadvertently omitted the name and signature of Craig Townsend. According to MPEP § 1893.01(e), the inventorship of an international application entering the national stage under 35 U.S.C. § 371 is that inventorship set forth in the international application. An oath or declaration that names an inventive entity different than that set forth in the international application will not be accepted for purposes of entering the U.S. national phase unless the requirements under 37 C.F.R. 1.497(d) are satisfied. The original Declaration omitting Craig

Townsend as a co-inventor did not satisfy these requirements, and thus the inventorship has not been changed from the original inventive entity reflected in the related PCT application. To this end, Applicants are submitting herewith a Supplemental Declaration of Inventorship properly reflecting the inventive entity of the present application.

### **CONCLUSION**

In view of the abovementioned amendments and remarks, Applicants respectfully assert that this application remains in condition for allowance. The Examiner is invited to contact the undersigned counsel in order to further the prosecution of this application in any way.

Respectfully submitted,

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